

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
COMMITTEE OF THE WHOLE MEETING
A G E N D A
JANUARY 28, 2009**

7:30 PM COURTHOUSE COUNCIL CHAMBERS

ROLL CALL_____

PLEDGE OF ALLEGIANCE_____

**PUBLIC COMMENT ON ANY PUBLIC MATTER
NOT ON THE AGENDA**_____

REPORT OF THE CHAIR_____

SECTION I PUBLIC HEARING

TO CONSIDER PROPOSED TEXT AMENDMENTS TO SECTION 10 – DESIGN STANDARDS AND SECTION 11 – REQUIRED IMPROVEMENTS AND THE CREATION OF APPENDIX A – FIRE PROTECTION STANDARDS OF THE SUBDIVISION ORDINANCE.. (Communication No. 09-51 being held in Committee of the Whole) **Proof of publication**

SECTION II COMMUNICATION NO. 08-722

Charlie O’Leary, Chairman Council of Commissioners, requesting examination of the ownership documents for the Storm Lake Dam Site.

SECTION III COMMUNICATION NO. 08-733

Mollie A. Mafei, Deputy County Attorney, requesting concurrence in purchase of Parcel #1903255 in settlement of lawsuit with the James Company and recommending Parks Department remove playground equipment as part of City-County’s Open Space Plan.

SECTION IV COMMUNICATION NO. 08-769

Liz Smith, Chairperson, Montana Sled Dog, Inc., requesting time on the agenda for a presentation about the 24th Annual Race to the Sky Sled Dog Event scheduled for 2/12/09.

COMMUNICATION NO. 08-791

Rob Macioroski, Director Land Office, requesting council direct County Attorney to prepare a resolution and deed for transfer of county-owned property to Killgore Developments, LLC.

SECTION VI

COMMUNICATION NO. 08-797

Robert A. Macioroski, Director Land Office, requesting County Attorney be directed to prepare a resolution and documentation for transfer of Storm Sewer Easement from Frank Antonioli.

SECTION VII

COMMUNICATION NO. 08-801

Ellen Donohue, Attorney, Montana Legal Services, Association, requesting Council renew the lease on the Jacobs House for six years.

SECTION VIII

COMMUNICATION NO. 09-03

Ellen Crain, Director, Butte-Silver Bow Public Archives, requesting to make a presentation to the Council of Commissioners, January 21, 2009

SECTION IX

COMMUNICATION NO. 09-16

Gary Keeler, Transit Director, requesting time on 1/21/09 agenda to conduct a public hearing regarding the update to Butte-Silver Bow's Paratransit Plan.

SECTION X

COMMUNICATION NO. 09-29

Dori Skrukrud, Assistant Director, Community Development Department, requesting time on 2/4/09 agenda to conduct a budget amendment public hearing.

SECTION XI

COMMUNICATION NO. 09-30

Dan Foley, Commissioner District 9, requesting time on 2/4/09 agenda for Phyllis Ruana, Director Animal Services, to make a presentation on the Animal Services Department.

SECTION XII

COMMUNICATION NO. 09-44

Karen Byrnes, Community Development Department, requesting public hearing be set for 2/4/09 to adjust budget authority to account for an increase of grant funds for Butte Native Plant Propagation Nursery Program.

COMMUNICATION NO. 09-45

Mark Moodry, Commissioner District 7, requesting authorization for hiring Mr. J. D. Lynch as Butte-Silver Bow's lobbyist for 2009 Montana Legislative Session.

SECTION XIV

COMMUNICATION NO. 09-48

Paul Babb, Chief Executive, requesting concurrence in appointment of Dan Dennehy as the Public Works Director.

SECTION XV

COMMUNICATION NO. 09-49

Rob Macioroski, Land Records Department, requesting approval of sale and authorization of preparation of a resolution of sale of vacant lands in the 1100 Block of Caledonia.

SECTION XVI

COMMUNICATION NO. 09-51

Stephen D. Hess, Acting Planning Director, requesting public hearing be scheduled for 1/28/09 to hear public comment on proposed test amendments to the Subdivision Regulations of the City and County of Butte-Silver Bow.

SECTION XVII

COMMUNICATION NO. 09-52

Dan Dennehy, Interim Public Works Director, requesting time on the 2/4/09 agenda to conduct a bid opening for 2009 Construction Season Asphalt Supply.

SECTION XVIII

COMMUNICATION NO. 09-56

Karen Byrnes, Director, Community Development Department, requesting Council schedule a public hearing 2/4/09 to receive comment to amend 2008-2009 agenda to create budget authority for grant monies from Edward Byrne Memorial Justice Assistance Grant.

SECTION XIX

COMMUNICATION NO. 09-58

Cindy McIlveen, Planning Specialist, requesting public hearing be scheduled for 2/4/09 to solicit public comment on amendment to 2008/2009 budget for Natural Resources Damage Program.

SECTION XX

COMMUNICATION NO. 09-59

Cindy McIlveen, Planning Specialist, requesting public hearing be scheduled 2/4/09 to solicit comment on amendment to 2008/2009 budget for Natural Resources Damage Program.

SECTION XXI

COMMUNICATION NO. 09-60

Dave Palmer, Council Chairman, requesting Chief Executive appoint an Ad Hoc Committee to research possible solutions to vandalism and thefts.

ADJOURN_____

FINANCE & BUDGET COMMITTEE MEETING 6PM COURTHOUSE COUNCIL CHAMBERS

SECTION I COMMUNICATION NO. 09-31

Sally Hollis, Clerk and Recorder, requesting approval of line item budget transfers.

SECTION II COMMUNICATION NO. 09-32

Sally Hollis, Clerk and Recorder, requesting approval of line item budget transfers.

SECTION III COMMUNICATION NO. 09-57

Rick Larson, Health Department Director, requesting approval of line item budget transfers.

JUDICIARY COMMITTEE MEETING
7PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COMMUNICATION NO. 08-707

Barb Skelton, requesting authorization for Chief Executive to sign resolution calling for an improved National Energy Policy for the 21st Century.

SECTION II **COUNCIL BILL NO. 08-9**
ORDINANCE NO. 08-9

AN ORDINANCE AMENDING SECTION 2 OF BUTTE-SILVER BOW
ORDINANCE NO. 134 AND SECTION 204.010 (c) OF THE BUTTE-SILVER BOW
MUNICIPAL CODE (B-SB); ADJUSTING THE ANNUAL SALARY OF
THE SHERIFF AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION III COUNCIL RESOLUTION NO. 09-4

A RESOLUTION CALLING FOR AN IMPROVED NATIONAL ENERGY POLICY
FOR THE 21ST CENTURY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

SECTION IV COUNCIL RESOLUTION NO. 09-6

A RESOLUTION VACATING, CLOSING, DISCONTINUING AND ABANDONING A PORTION OF UNDEVELOPED EAST GALENA STREET AND THE ALLEY WITHIN LOTS ON YELLOW JACK LODE IN BLOCK 3 AND A PORTION OF OHIO AVENUE IN BLOCK 7 OF THE KINGS ADDITION NO. 2 TO THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PRESCRIBING THE EFFECTIVE DATE OF THIS RESOLUTION AND FINDING THE NECESSARY FACTS HEREIN.

SECTION V COUNCIL RESOLUTION NO. 09-7

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS THE EAST 56.5 FEET OF LOT 50 OF THE LIZZIE LODGE, AN UNFILED PLAT, OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

SECTION V**CLAIM APPROVAL**

6000	Sandra Newmann	\$160.00	Garbage Refund
6281	Northwestern Energy	\$394,146.03	Property tax refund

PUBLIC WORKS COMMITTEE MEETING
6:30 PM COURTHOUSE COUNCIL CHAMBERS

PETITION NO. 08-13

John Harrington, Building Official, requesting on behalf of Galena Street, LLC to close and vacate an undeveloped portion of East Galena Street and the alley between Ohio and Oklahoma Streets in Block 3, Yellow Jack Lode.

COMMUNICATION NO. 08-738

Greg and Brenda Ebner, requesting Beef Trail Road and Little Basin Creek Road be striped and revised for better visibility and also speed limit signage be posted on both roads.

COMMUNICATION NO. 08-747

Cindi Shaw, Commissioner District 11, regarding request for review of traffic concerns – Caledonia Street to Western Street.

COMMUNICATION NO. 09-40

John Morgan, Commissioner, District 3, regarding request of Pastor Russ Koch, Assembly of God Church for flashing lights at crosswalk in front of the church (2055 Florence Avenue).

COMMUNICATION NO. 09-42

Dawn Silk, Water Division Accountant, requesting authorization for Chief Executive to sign agreement for extension of water service plan for Albert VanderLinde.